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# North America Intellectual Property Corporation

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Art Unit: 2627

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From: Winston Hsu, Registration No. 41,526

Serial No.: 10/709,031

Attorney Docket No.: VOSP0009USA

Subject: Response to the Notice of Non-compliant Information Disclosure Statement.

Total Pages: & pages (including cover page)

Winston Hsu 10/09/2006

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OCT 0 9 2006 .

PTQ/58/21 (07-05)

Fee Transmittal Form    Fee Attached	Under the Dan	manusely Da	Advision Act of 1005	no nema	U.	S. Patont an	d Trader	ark Office;	s through 09/30/2008, OMB 0851-0031 U.S. DEPARTMENT OF COMMERCE It displays a valid OMB control number			
FIRST Named Inventor Youn-Kun Hisioo Art Unit 6227 Examiner Name EDUN. MUHAMMAD N  Total Number of Pages in This Submission  Fee Transmittal Form Drawing(s) After Allowance Communication to Board of Appeals and Interferences Appeal Communication to Board of Appeals and Interferences Appeal Communication to Time Request Petition to Convert to a Provisional Application Provisional Application of Attended Drawing(s) Cheese after the Notice of Non-complication of Time Request of Attended Drawing of Correspondence Address Extension of Time Request Express Abandonment Request Information Disclosure Statement Information Disclosure Statement CCP, Number of CD(s) Remarks  Signature Printed name North America Intellectual Property Corporation  Reg. No. 41526  CERTIFICATE OF TRANSMISSION/MAILING  Intereby certify that this correspondence is being facsimile Iransmitted to the USPTO or deposited with the United States Postal Service was sufficient postage as first class mail in an envelope application or Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or deposited with the United States Postal Service was sufficient postage as first class mail in an envelope applicasson for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or deposited with the United States Postal Service was sufficient postage as first class mail in an envelope applicasson for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or deposited with the United States Postal Service was sufficient postage as first class mail in an envelope applicasson for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or deposited with the United States Postal Service was sufficient postage as first class mail in an envelope applicasson for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or deposited with the United States Postal Service was sufficient postage as first class mail in an envelope application for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or deposited with the United States Postal Service was sufficient postage as first class mail in an envelope appl						1						
At Unit 2627 Examiner Name EDUN, MUHAMMAD N  Attorney Docket Number of Pages in This Submission S  ENCLOSURES (Check all that apply)  Fee Transmittal Form Drawing(s) Appeal Communication to Board of Appeals and Interferences  Amendment/Reply Petition Amendment/Reply Petition 10 Convert to a Perisonal Application 10 To Petition 10 Convert to a Perisonal Application 10 Power of Altorney, Revocation Change of Correspondence Address  Extension of Time Request Terminal Discisaimer Status Extension Disclosure Statement Co. Number of CD(s)  Extension Disclosure Statement Co. Number of CD(s)  Cartified Copy of Priority Document(s)  Reply to Missing Parts Incomplete Application Reply to Missing Parts Under 37 CPR 1.52 or 1.53  Signature WINSTON HSU  Terminal Discisainer Reg. No. 41526  CERTIFICATE OF TRANSMISSION/MAILING  Interest Pages in This Subsendence Is being facsimile transmitted to the USPTO or deposited with the United States Postal Service was sufficient postage as first class mell in an envelope addressed to: Commissioner for Patents, P.O. 80x 1450, Alexandria, VA 22313-1450 or date date show below.					Filing Date	/2004						
Exerniner Name   EDUN. MUHAMMAD N     Attorney Docket Number   VOSP0009USA					First Named inventor	Yuan-k	Yuan-Kun Hsiao					
Total Number of Pages in This Submission  ENCLOSURES (Check all that apphy)  ENCLOSURES (Check all that apphy)  ENCLOSURES (Check all that apphy)  Fee Transmittal Form Distawing(s)  Fee Attached Lichneing-related Papers Appeal Communication to Board of Appeals and Interferences  Amendment/Raply Petition (Cappeals and Interferences)  Affidavits/dactaration(s)  Extension of Time Request Extension of Time Request Cp. Number of CD(s)  Extension of Time Request Cp. Number of CD(s)  Express Abandonment Request Cp. Number of CD(s)  Regive to Missing Parts Incomplete Application  North America Intellectual Property Corporation  Signature Printed name Winston Hsu  CERTIFICATE OF TRANSMISSION/MAILING  Interest Certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United Statos Postal Service was sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. 80x 1450, Alexandria, VA 22313-1450 or Cappelled with the United Statos Postal Service was sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. 80x 1450, Alexandria, VA 22313-1450 or Cappelled Visioner Commissioner for Patents, P.O. 80x 1450, Alexandria, VA 22313-1450 or Cappelled Visioner Commissioner for Patents, P.O. 80x 1450, Alexandria, VA 22313-1450 or Cappelled Visioner Commissioner for Patents, P.O. 80x 1450, Alexandria, VA 22313-1450 or Cappelled Visioner Commissioner for Patents, P.O. 80x 1450, Alexandria, VA 22313-1450 or Cappelled Visioner Cappelled Visio	. 31400				Art Unit	2627	2627					
Post Number of Pages in This Submission   Property Corporation	(to be used for a	ali corresp	ondence after initial	tling)	Examiner Name	EDUN.	EDUN, MUHAMMAD N					
Fee Transmittal Form	Total Number of	Pages in	This Gubroission	5	Attorney Docket Number	VOSPO	VOSP0009USA					
Fee Transmittal Form												
Fee Attached   Licensing-related Papers   of Appeals and Interferences	Fee Trans	smittal Fo	rm					After Allowance Communication to TC				
After Final Petition to Convert to a Provisional Application Power of Attorney, Revocation Change of Correspondence Address Change o	☐ Fe	e Attach	ed .		Licensing-related Papers							
Firm Name North America Intellectual Property Corporation  Signature  WINSTON HSU  Date  10/9/2008  Reg. No. 41526  CERTIFICATE OF TRANSMISSION/MAILING  1 hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service will sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 of the date shown below:	After Final Aftidavits/declaration(s)  Extension of Time Request Express Abandonment Request Information Disclosure Statement  Certified Copy of Priority Document(s) Reply to Missing Parts/ Incomplete Application Reply to Missing Parts				Petition to Convert to a Provisional Application Power of Attorney, Revocation Change of Correspondence Address Terminal Discialmer Request for Refund CD, Number of CD(s) Landscape Table on CD			(Appeal Notice, Brief, Reply Brief)   Proprietary Information   Status Letter   Other Enclosure(s) (please Identify below):   Response to Notice of Non-compliant Information Disclosure Statement -A copy of the Notice of Non-compliant				
North America Intellectual Property Corporation  Signature    Control of the Cont			SIGNA	TURE (	OF APPLICANT, ATT	ORNEY	, OR A	GENT				
Printed name WINSTON HSU  Date  10/9/2008  Reg. No. 41526  CERTIFICATE OF TRANSMISSION/MAILING  I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United Statos Postal Service wisulficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 of the date shown below:		North Ar	nerica Intellectual	Property	y Corporation	•						
Date 10/9/2008 Reg. No. 41526  CERTIFICATE OF TRANSMISSION/MAILING  I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United Statos Postal Service wisulficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 of the date shown below:	Signature	Signature (Visitors 4 to 10)										
CERTIFICATE OF TRANSMISSION/MAILING  I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United Statos Postal Service wisulficient postage as first class mell in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 of the date shown below:	Printed name WINSTON HSU											
hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with the date shown below:  1. **The date shown below:**  1. **The date shown bel	Date	10/9/200	8		Reg. No. 41526							
sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 of the date shown below:	CERTIFICATE OF TRANSMISSION/MAILING											
	sulficient postage :	as first cl	respondence is blass mail in an en	eing facsi velope ad	imile transmitted to the US dressed to: Commissioner	PTO or dep for Patenta	osited w s, P.O. B	rith the Ur Ox 1450,	nited Statos Postal Service with Alexandria, VA 22313-1450 on			
Shery/Lee	Signature She				y/ Lee							
Typed or printed name Sheryl Lee Date 10/9/2006	Typed or printed name Sheryl Lee								10/9/2006			

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including genering, and submitting line completed application form to the USPTO. This will wary depending upon the individual case. Any comments on the amount of time you require to complete hits form endor suggestions for reducing this burder, should be scan to the Chief information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandris, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-200-PTO-9199 and select option 2.

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#### PATENT

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

Yuan-Kun Hsiao

5 Examiner:

EDUN, MUHAMMAD N

Filing Date:

04/08/2004

Art Unit:

2627

App. No.:

10/709,031

Docket No.:

VOSP0009USA

Title:

Method And Related Apparatus For Evaluating Beta-Parameter

10

According To Write-In Result Of Portion Of Write-In Data With

Specific Content While Performing Optimal Power Control Of Optical

Disk Drive

To:

Commissioner for Patents

15

P.O. BOX 1450

Alexandria, VA 22313-1450

Subject:

Response to the Notice of Non-compliant Information Disclosure

Statement dated on 9/7/2006

20

Dear Sir,

The Notice of Non-compliant Information Disclosure Statement says that the

Information Disclosure Statement filed by the applicant on 9/5/2006 failed to meet the
requirements of 37 CFR 1.97(d). It says that the IDS lacks the fee set forth in 37 CFR
1.17(p). However, the prior-filed IDS showed on Image File Wrapper dated 9/5/2006
indicates that the required IDS fee was enclosed with. The applicant therefore
respectively requests the Office to reconsider the IDS filed on 9/5/2006 and deduct the
said fee from the Deposit account 50-3105. Thank you!

Respectfully submitted,

Wintenber

Date: 10/9/2006

5 Winston Hsu, Patent Agent No. 41,526

P.O. BOX 506, Merrifield, VA 22116, U.S.A.

Voice Mail: 302-729-1562 Facsimile: 806-498-6673

e-mail: winstonhsu@naipo.com

10

Note: Please leave a message in my voice mail if you need to talk to me. (The time in

D.C. is 12 hours behind the Taiwan time, i.e. 9 AM in D.C. = 9 PM in Taiwan.)



#### UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COADSERCY United States Patent and Lindensek (Affice Address Colomissionless of Datents PAT Hot 1430 August Official 2011-1450

ATTORNEY DOCKET NO CONFIRMATION NO FRST NAMED INVENTOR 3:130 Yuan-Kun Hslau VUSTYMODUSA EVAMINER DQ-07/3066 17765 NORTH AMERICA INTELLECTUAL PROPERTY CORPORATION LOGN MULLAMMAD N P.O. BOX 506 ART UNIT PAPER NUMBER MERRIFIELD, VA 22116 2627

DATE MAILED: 09/07/2006

Please find below and/or attached an Office communication concerning this application or proceeding

## BEST AVAILABLE COPY

PTO-90C (Rec. 1993)



#### UNITED STATES DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office Address: COMMESCART FOR PATENTS PO. BOX 1450

APPLICATION NO.	FIUNU BATE	FIRST NAMEO INVENTOR / PATENT IN REEXAMMATION		ATTORNEY DOCKET NO.
				EXAMINER
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			ART UNIT	PAPER .

DATE MAINUE

#### NOTICE OF NON-COMPLIANT INFORMATION DISCLOSURE STATEMENT

An Information Discrete Statement (IDS) filed 45 Co. in the above identified application fails to meet the requirements of 37 CFR 1.97(d) for the reason(s) specified below. Accordingly, the IDS will be placed in the file, but the information referred to therein has not been considered.

The IDS is not compliant with 37 CFR 1.97(d) because:

- The IDS lacks a statement or specified in 37 CFR 1.97(c)
- The IDS lacks the fee set forth in 37 CFR 1.17(p)
- The IDS was filed after the issue fee was paid. Applicant may wish to consider filing a position to withdraw the application from issue under 37 CFR 1.313(c) to have the IDS considered. See MPEP 1308.

initial

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